

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Andrew Tyler Fernelius

Docket No. 282201

LC No. 05-025907-FH

Elizabeth L. Gleicher  
Presiding Judge

Mark J. Cavanagh

Pat Donofrio  
Judges

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In lieu of granting the delayed application for leave to appeal, the Court orders pursuant to MCR 7.205(D)(2) that this matter is REMANDED to the sentencing court for completion of a guidelines departure form. *People v Armstrong*, 247 Mich App 423, 426; 636 NW2d 785 (2001). The delayed application for leave to appeal is otherwise DENIED for lack of merit in the grounds presented.

This Court retains no further jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 18 2008

Date

*Sandra Schultz Mengel*  
Chief Clerk